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DAVID P. CUSICK, #160467, TRUSTEE
NEIL ENMARK, #159185, attorney for Trustee
TALVINDER S. BAMBHRA, #230907, attorney for Trustee
P.O. Box 1858
Sacramento, California 95812-1858
(916) 856-8000

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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

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In Re:
Michelle R. Frazier

Case No:12-29412-E-13C
DCN: DPC-7

TRUSTEE'S MOTION TO DISMISS
CASE

DATE: 9/9/2015
TIME: 10:00 A.M.
JUDGE: RONALD H. SARGIS
COURTROOM: 33, 6TH FLOOR

Debtor(s)

DAVID P. CUSICK, STANDING CHAPTER 13 TRUSTEE, hereby moves the Court for an order
dismissing this case pursuant to 11 U.S.C. §1307(c) as:

The debtor is in material default with respect to the term of a confirmed plan, 11 U.S.C. §1307(c)
(6).

To date the debtor has paid a total of \$108,000.00, with the last payment received on July 28, 2015.
The Trustee shows a total of \$111,057.00 is due, so **the debtor is delinquent \$3,057.00 in plan
payments.** Debtor's monthly payment is \$3,057.00.

Prior to the hearing in this matter, another payment of \$3,057.00 will come due. As a result debtor
will need to pay \$6,114.00, in order to bring this plan current by the date of the hearing. The debtor

1 must be current under all payments called for by any pending Plan, Amended Plan or Modified Plan as
 2 of the date of the hearing on this motion or the case may be dismissed.

3 The Trustee has received the following payments in the above referenced case:

4	Amount	Date	Source	Amount	Date	Source
5	\$ 1,000.00	Jun 28, 2012	MO #89945	\$ 11.00	Jun 28, 2012	MO #89978
6	\$ 1,000.00	Jun 28, 2012	MO #89956	\$ 1,000.00	Jun 28, 2012	MO #89967
7	\$ 500.00	Jul 30, 2012	MO #39089	\$ 500.00	Jul 30, 2012	MO #39088
8	\$ 500.00	Jul 30, 2012	MO #28148	\$ 500.00	Jul 30, 2012	MO #28149
9	\$ 500.00	Jul 30, 2012	MO #28150	\$ 300.00	Jul 30, 2012	MO #28151
10	\$ 211.00	Jul 30, 2012	MO #39090	\$ 3,011.00	Aug 30, 2012	CC #77248
11	\$ 11.00	Sep 27, 2012	MO #77856	\$ 1,000.00	Sep 27, 2012	MO #77845
12	\$ 1,000.00	Sep 27, 2012	MO #77834	\$ 1,000.00	Sep 27, 2012	MO #77823
13	\$ 3,011.00	Oct 31, 2012	MO #87122	\$ 3,011.00	Nov 30, 2012	CC #91973
14	\$ 3,011.00	Jan 03, 2013	CC #97810	\$ 3,011.00	Jan 31, 2013	CC #02724
15	\$ 3,011.00	Mar 01, 2013	CC #07705	\$ 3,011.00	Apr 03, 2013	CC #13972
16	\$ 4,522.00	Jun 18, 2013	CC #26962	\$ 3,057.00	Jul 31, 2013	CC #33842
17	\$ 3,057.00	Aug 30, 2013	CC #38962	\$ 6,114.00	Oct 31, 2013	CC #48854
18	\$ 414.00	Jan 13, 2014	MO #65921	\$ 5,700.00	Jan 13, 2014	CC #59813
19	\$ 6,114.00	Mar 11, 2014	CC #71028	\$ 229.00	May 09, 2014	MO #51444
20	\$ 5,885.00	May 09, 2014	CC #81798	\$ 3,057.00	Jun 13, 2014	CC #87058
21	\$ 3,057.11	Jul 31, 2014	CC #95000	\$ 3,057.00	Sep 02, 2014	CC #00209
22	\$ 3,057.00	Oct 01, 2014	CC #05250	\$ 3,057.00	Oct 30, 2014	CC #09949
23	\$ 3,057.00	Dec 02, 2014	CC #15256	\$ 3,057.00	Jan 06, 2015	CC #20418
24	\$ 3,057.00	Jan 30, 2015	CC #24934	\$ 3,057.00	Mar 09, 2015	CC #30198
25	\$ 3,057.00	Apr 07, 2015	#	\$ 113.89	Apr 28, 2015	MO #94651
	\$ 6,000.00	Apr 28, 2015	CC #11736	\$ 307.00	Jun 23, 2015	#
	\$ 2,750.00	Jun 23, 2015	CC #50304	\$ 3,057.00	Jul 28, 2015	CC #57221

17 WHEREFORE, the Trustee asks that the Court grant an order dismissing this proceeding.

18 Dated: August 10, 2015

19 Talvinder S. Bambhra, Attorney for Trustee